

ASSIGNED

Serial No. **60431**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. **SEP 09 1994**Returned to applicant for correction. **OCT 19 1995**Corrected application filed. _____ Map filed **NOV 28 1995** under 60162The applicant **EUGENE JOHNSTON**P.O. BOX 222 _____ of **BEATTY** _____
Street and No. or P.O. Box No. City or Town**NEVADA 89003** _____ hereby make... application for permission to change the
State and Zip Code No.**POINT OF DIVERSION AND MANNER OF USE OF A PORTION** _____
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under **PERMIT NO. 17657 AND CERTIFICATE** _____
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
NO. 6978 _____
Identify right in Decree.1. The source of water is **UNDERGROUND, AMARGOSA WATER BASIN** _____
Name of stream, lake, underground spring or other source.2. The amount of water to be changed **10.0 A.F., 0.0389 CFS** _____
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for **IRRIGATION & DOMESTIC USE** _____
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for **IRRIGATION & DOMESTIC USE** _____
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point **SW 1/4 NW 1/4 SEC. 15, T.16S, R.48E,** _____
Describe as being within a 40-acre subdivision of public survey and by course and**M.D.B.&M. FROM WHICH POINT THE N.W. COR. SAID SECTION 15 BEARS** _____
distance to a section corner. If on unsurveyed land, it should be stated.**N. 26°16'19" W. 2331 FEET** _____6. The existing permitted point of diversion is located with **NE 1/4 NW 1/4 SEC. 15 T.16S, R.48E,** _____
If point of diversion is not changed, do not answer.**M.D.B.&M FROM WHICH POINT THE S.W. CORNER OF SAID SEC. 15 BEARS** _____**S. 26°02'00"W. 5596.0 FEET** _____7. Proposed place of use **NE 1/4 SE 1/4 SW 1/4 NW 1/4 SEC 15, T.16S, R.48E, M.D.B.&M** _____
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.**2.5 ACRES** _____8. Existing place of use **NW 1/4 SEC 15, T.16S, R.48E, M.D.B.&M. 160 ACRES** _____
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from **JANUARY 1st** _____ to **DECEMBER 31st** _____ of each year.
Month and Day Month and Day10. Use was permitted from **MARCH 1st** _____ to **OCTOBER 31st** _____ of each year.
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) _____
State manner in which water is to be diverted, i.e. diversion structure.

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works. _____

13. Estimated time required to construct works. _____

14. Estimated time required to complete the application of water to beneficial use.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

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By s/ EUGENE R JOHNSTON
P.O. BOX 222
BEATTY NV. 89003

Compared ds/bk cl/cms

Protested.....

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 17657 Certificate 6978 is issued subject to the terms and conditions imposed in said Permit 17657 Certificate 6978 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0389 cubic feet per second but not to exceed 10.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 31, 1998

Proof of completion of work shall be filed before April 30, 1998

Application of water to beneficial use shall be made on or before March 31, 1999

Proof of the application of water to beneficial use shall be filed on or before April 30, 1999

Map in support of proof of beneficial use shall be filed on or before April 30, 1999

APR 28 1998

Completion of work filed.....

Proof of beneficial use filed MAY 01 2000

Cultural map filed MAY 01 2000

Certificate No. 15631 Issued DEC 04 2000

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 31st day of March,

A.D. 19 97

[Signature]
 State Engineer